

PATENT

P. 06  
# 11-20-02  
IBM/02B  
Confirmation No. 9272  
*mel*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph Phillip Bigus et al. Art Unit: 3621  
Serial No.: 09/431,833 Examiner: Firmin Backer  
Filed: November 2, 1999 Atty. Docket No.: IBM/02B  
For: INTELLIGENT AGENT WITH NEGOTIATION CAPABILITY AND  
METHOD OF NEGOTIATION THEREWITH

AMENDMENT AND RESPONSE

NON-FEE AMENDMENT  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In reply to the Office Action dated August 5, 2002, the following amendments and remarks are provided:

Amendments,In the Specification

Please delete the entire paragraph at page 1, under the section entitled "Cross-reference to Related Applications," and substitute the following paragraph therefor:

*B1*

(Twice Amended) This application is a divisional application of U.S. Serial No. 08/821,935, filed on March 21, 1997 by Bigus et al., entitled "INTELLIGENT AGENT WITH NEGOTIATION CAPABILITY AND METHOD OF NEGOTIATION THEREWITH," (issued as U.S. Patent No. 6,401,080). This application is also related to the following U.S. Patent Applications, all of which were filed by Bigus et al.: U.S. Serial No. 08/822,119 filed on March 21, 1997 and entitled "APPARATUS AND METHOD FOR COMMUNICATING BETWEEN AN INTELLIGENT AGENT AND CLIENT COMPUTER PROCESS USING DISGUISED MESSAGES," (issued as U.S.

Page 1 of 12  
Serial No. 09/431,833  
IBM Docket RO996054L  
WH&E IBM/02B  
Amendment and Response  
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 PATENT, TRADEMARK, COPYRIGHT  
 AND UNFAIR COMPETITION LAW  
 AND RELATED LITIGATION

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 EDWARD B. EVANS 1938-1971

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November 5, 2002

**FACSIMILE COVER SHEET**

To: Examiner Firmin Backer  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

From: Scott A. Stinebruner  
 Reg. No. 38,323

Fax: 703-746-7239

Re: U.S. Patent Application  
 Serial No. 09/431,833  
 Filed: November 2, 1999  
 Applicant: Joseph Phillip Bigus et al.  
 Art Unit: 3621  
 Confirmation No.: 9272  
 Our Ref: IBM/02B

**Enclosures:**

Fax Cover Sheet containing Certificate  
 of Facsimile Transmission  
 Transmittal (in duplicate) containing  
 Certificate of Facsimile  
 Transmission  
 Amendment and Response

Pages: 17 (including cover sheet)

**Official****MESSAGE/COMMENTS  
OFFICIAL****FAX RECEIVED**

NOV 05 2002

**GROUP 3600****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (17 total pages) are being transmitted via facsimile transmission to Examiner Firmin Backer, Assistant Commissioner for Patents, Washington, D.C. 20231 at 703-746-7239 on November 5, 2002.

Judith L. Volk  
 Judith L. Volk

November 5, 2002  
 Date

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**PATENT**  
 Art'y Docket No. IBM/02B/124  
 Confirmation No. 9272

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NON-FEE AMENDMENT

Assistant Commissioner for Patents  
 Washington, DC 20231

**AMENDMENT TRANSMITTAL**

1. ☒ Transmitted herewith is an Amendment and Response.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish Small Entity status  
☒ Other than a Small Entity
3. The fee has been calculated as shown below:

**CALCULATION OF FEES**

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	19	minus	20	0	\$18	\$0.00
Independent Claims	3	minus	3	0	\$84	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$280	\$0.00
<b>TOTAL FEE FOR CLAIMS:</b>						<b>\$0.00</b>

- ☒ No additional fee for claims is required.

4. ☐ Attached is a check in the sum of \$ for additional claims.  
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$ \_\_\_\_.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$1,440.00	\$ 720.00
<input type="checkbox"/>	five months	\$1,960.00	\$ 980.00

Extension fee due with this request:

\$ \_\_\_\_\_

Method of Payment:

Check enclosed in the amount of \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

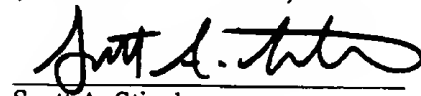
(Check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$ \_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$ \_\_\_\_.
- OR**
- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:



Scott A. Stinebruner

Reg. No. 38,323

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**Enclosed:**

Fax Cover Sheet containing Certificate of Facsimile Transmission  
Transmittal (in duplicate) containing Certificate of Facsimile Transmission  
Amendment and Response